UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK

UNDERDOG TRUCKING, L.L.C., and REGGIE ANDERS **Plaintiffs** **-versus-** VERIZON SERVICES CORPORATION, VERIZON COMMUNICATIONS, INC., OSCAR APONTE, MATT CHAPPELL, DOES 1 through 20, ABC INSURANCE COMPANY, DEF INSURANCE COMPANY and XYZ INSURANCE COMPANY Defendants.	**Index No. 09-cv-8918** **(DLC) (AJP)** NOTICE OF MOTION TO WITHDRAW AS COUNSEL

AFFIRMATION OF JAPHETH N. MATEMU
IN SUPPORT OF MOTION TO WITHDRAW AS COUNSEL

I, Japheth N. Matemu, being of full age and duly affirm according to law, say under oath:

1. I am admitted to the Southern District of New York and am a member of the law firm of Offices of MATEMU LAW OFFICE P.C, attorneys for the Plaintiff Reggie Anders and Underdog Trucking, LLC in this matter. I submit this Affirmation in support of the firm's Motion to Withdraw as Counsel for Plaintiffs, Reggie Anders and Underdog Trucking, LLC.

2. There is substantial good cause to grant this firm's Motion to Withdraw as Counsel. Significantly, it has become untenable to continue to represent the plaintiffs.
3. I was retained by the firm of Mendy & Beekman to act as local counsel.
4. My area of specialty being immigration law, I find myself constantly travelling and the firm of Mendy & Beekman can no longer accommodate my travel schedules in a way that is consistent with the responsibility that this matter requires.
5. I have had numerous discussions with the Mendy & Beekman and have made a good faith effort to resolve such issues.
6. I have advised Mendy & Beekman, Reggie Anders and Underdog Trucking of their Obligations in this matter.
7. That I primarily live and operate from Raleigh, North Carolina and come to New York only occasionally therefore it is prohibitively expensive for the plaintiffs to continue to retain me as counsel.
8. That I urge this court to grant the plaintiff some time to find other counsel.

9. I believe that justice in this case will be served if the plaintiffs find other local counsel actually based in New York.
10. I have not had and I do not foresee a situation where I can have sufficient time to consult with the Plaintiffs and other parties in this suit appropriately when I do not live in New York .
11. No previous Motion has been filed for the relief sought.
12. For the foregoing reasons, I respectfully request the Court grant our Motion to Withdraw as Counsel.

I hereby certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

Dated: June 13th , 2011

MATEMU LAW OFFICE P.C
BY:

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